

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41598 of 2023**

Arising Out of PS. Case No.-1036 Year-2022 Thana- SHERGHATI District- Gaya

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DHIRAJ KUMAR S/o-MUKESH THAKUR Village- Kusha Ps- Magadh
University Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Arvind Kumar Singh

For the Opposite Party/s : Mr.Akshay Lal Pandit

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**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

3 07-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Section 379 of the Indian Penal
Code.

3. As per prosecution case, the informant went market
by motorcycle for purchasing the vegetable and parked his
motorcycle near the shop of one Rajendra Thakur. Thereafter, it
is alleged that when he returned after purchasing the vegetable
found his motorcycle was missing.



4. It is submitted by learned counsel for the petitioner that petitioner has been falsely implicated in this case. He has committed no offence. Petitioner is not named in the FIR and the same has been lodged against unknown persons. He submitted the petitioner was suddenly arrested on 05.01.2023 by the police and on said date one motorcycle stolen in Sherghati P.S. Case No. 1097 of 2022 was shown recovered from his possession and further police forcibly his signature was taken on some blank papers, and the same has been converted into his confessional statement. The name of the petitioner has come into light, on the basis of confessional statement of himself before the police and remanded in this case from another case on 20.02.2023 and since then he is languishing in judicial custody.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the



satisfaction of the learned Court below in connection with
Sherghati P.S. Case No. 1036 of 2022.

(Sunil Kumar Panwar, J)

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